IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 433 OF 2006

Naushad Mohamed Issaque Shaikh ...Petitioner

Versus

The Education Officer (Primary),
Zilla Parishad, Solapur and ors. ...Respondents

Mr. S.G. Kudle for the petitioner.
Mr. Nitin Jamdar for respondent No.1.
Mr. S.R. Nargolkar, Assistant Government Pleader, for respondent No.2.
Mr. V.S. Deokar for respondent Nos. 3 and 4.

CORAM: **H.S. BEDI, C.J.,** &
V.M. KANADE, J.

DATE: **OCTOBER 04, 2006**.

P.C.

The petitioner seeks appointment in the office of respondent No.3. This fact was disputed by respondent No.3 and some of the other respondents on the plea that in fact one Hanchalkar Mustafa Haidar is working against the post in question. Both the learned counsel referred to some documents in support of their respective cases. We are of the opinion that it is not possible for us to determine disputed questions of fact in these proceedings, but in the light of the

documents, facts and the conflicting claim of the petitioner vis-a-vis Hanchalkar M. Haidar, we leave it to respondent No.2 to hear all the concerned parties and pass appropriate orders in accordance with law within a period of six weeks from the date of receipt of this order. Petition is accordingly disposed of.

CHIEF JUSTICE

V.M. KANADE, J.